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6

E-FILED 11/14/05

7 UNITED STATES DISTRICT COURT
8 NORTHERN DISTRICT OF CALIFORNIA
9 SAN JOSE, DIVISON

10
11 XICAT INTERACTIVE LTD., a United Kingdom corporation) Case No.: C05 00803 RS
12)
13 Plaintiff,) PARTIES' NOTICE OF VOLUNTARY
14 vs.) DISMISSAL WITH PREJUDICE
15 CAPCOM ENTERTAINMENT,) AND ORDER THEREON
16 INC., a California corporation)
17 Defendant

18
19 Plaintiff and Counter-Defendant, XICAT INTERACTIVE LIMITED, and Defendant and
20 Counterclaimant, CAPCOM ENTERTAINMENT, INC., by and through their undersigned
21 counsel, pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, voluntarily dismiss
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1 with prejudice all claims asserted in this action against each other, with each side to bear its own
2 attorney fees and costs.

3
4 Dated: November 14, 2005

ZIELINSKI & ASSOCIATES, P.A.

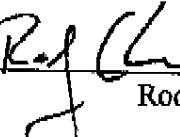
5 By: 

6 Jason Zielinski

7
8 Attorneys for Plaintiff/ Co-Defendant
XICAT INTERACTIVE LTD.

9 Dated: November 14, 2005

10 FENWICK & WEST LLP

11 By: 

12 Rodger R. Cole

13
14 Attorneys for Defendant/ Co-Plaintiff
CAPCOM ENTERTAINMENT, INC.

15 IT IS SO ORDERED.

16 Dated: 11/14/05

17 /s/ Richard Seeborg

18 RICHARD SEEBORG
United States Magistrate Judge